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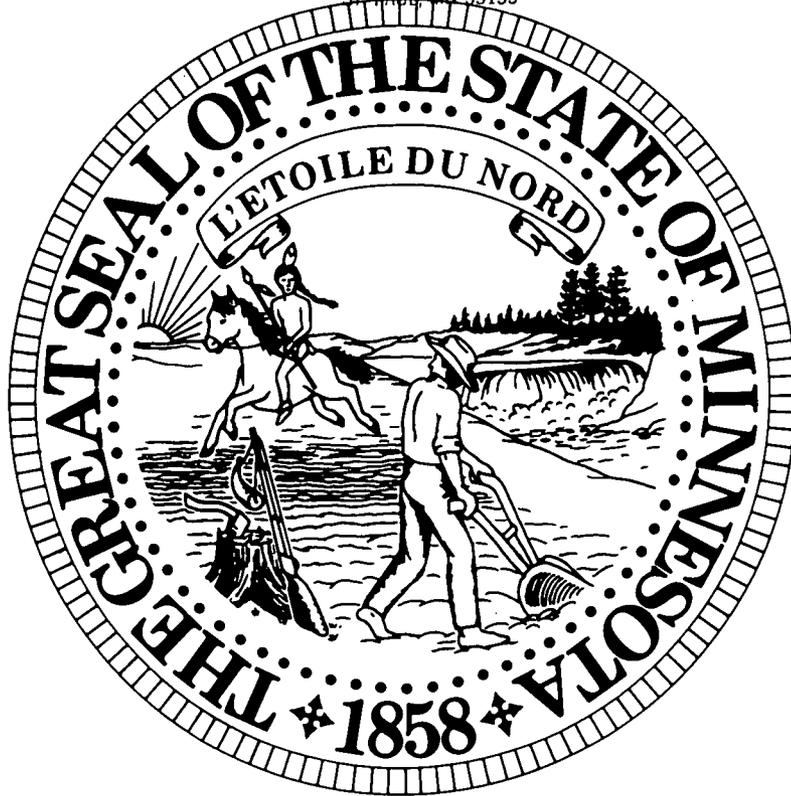
The Minnesota  
**State  
Register**

Department of Administration—Print Communications Division

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# State Register

## Judicial Notice Shall Be Taken of Material Published in the *State Register*

The *State Register* is the official publication of the State of Minnesota, containing executive and commissioners' orders, proposed and adopted rules, official and revenue notices, professional-technical-consulting contracts, non-state bids and public contracts and grants.

A *Contracts Supplement* is published Tuesday, Wednesday and Friday and contains bids and proposals for commodities, including printing bids.

### Printing Schedule and Submission Deadlines

Deadline extensions may be possible at the editor's discretion. Requests for deadline extensions should only be made in valid emergency situations. Please call 297-7963 and leave your fax number—you will be faxed a one-page information sheet regarding submissions and a submission calendar.

Vol. 19 Issue Number	PUBLISH DATE	Deadline for both Adopted and Proposed RULES	Deadline for: Emergency Rules, Executive and Commissioner's Orders, Revenue and Official Notices, State Grants, Professional-Technical-Consulting Contracts, Non-State Bids and Public Contracts
2	Monday 11 July	Monday 27 June	Friday 1 July
3	Monday 18 July	Friday 1 July	Monday 11 July
4	Monday 25 July	Monday 11 July	Monday 18 July
5	Monday 1 August	Monday 18 July	Monday 25 July

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Debra Rae Anderson, Commissioner  
Department of Administration

Kathi Lynch, Director  
Print Communications Division

Robin PanLener, Editor 612/297-7963  
Debbie George, Circulation Manager 612/296-0931

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## FOR LEGISLATIVE NEWS

Publications containing news and information from the Minnesota Senate and House of Representatives are available free to concerned citizens and the news media. To be placed on the mailing list, write or call the offices listed below:

### SENATE

**Briefly-Preview**—Senate news and committee calendar; published weekly during legislative sessions.

**Perspectives**—Publication about the Senate.

**Session Review**—Summarizes actions of the Minnesota Senate.

Contact: Senate Public Information Office  
Room 231 State Capitol, St. Paul, MN 55155  
(612) 296-0504

### HOUSE

**Session Weekly**—House committees, committee assignments of individual representatives; news on committee meetings and action. House action and bill introductions

**This Week**—weekly interim bulletin of the House.

**Session Summary**—Summarizes all bills that both the Minnesota House of Representatives and Minnesota Senate passed during their regular and special sessions.

Contact: House Information Office  
Room 175 State Office Building, St. Paul, MN 55155  
(612) 296-2146

## Minnesota Rules: Amendments & Additions

Vol. 19 - issues # 1-2 inclusive ..... 108

## Proposed Rules

### Chiropractic Examiners Board

Professional designations..... 109

### Medical Practice Board

Continuing education ..... 110

Emeritus registration..... 113

### Trade & Economic Development Department

Contaminated cleanup grant program..... 114

## Adopted Rules

### Public Utilities Commission

Practice and procedure..... 116

## Official Notices

### Ethical Practices Board

Advisory opinion request #140: Lobbyist Principal ..... 119

### Higher Education Coordinating Board

Opinion sought on rules for child care grant program..... 119

Opinion sought on rule for youth works program ..... 119

### Minnesota Historical Society

Vacancy for the position of state archaeologist ..... 120

### Labor & Industry Department

Prevailing wage certifications for commercial construction projects..... 120

### Public Employees Retirement Association

Meetings of the Board of Trustees and the Building and Space Committee ..... 121

### Rochester Public Utilities

Acid rain program designated representative ..... 121

## Transportation Department

Opinion sought for review and comment on the *State Transportation Improvement Program (STIP)*..... 122

## Water & Soil Resources Board

Monthly meeting July 28, 1994 ..... 122

## Professional, Technical & Consulting Contracts

### State Auditor

Proposals sought from investment analysts to collect and report on the performance of all public pension funds in the state..... 123

### Economic Security Department

Proposed contracts for federal fiscal year 1995 for mobile/onsite medical examination services and medical teledictation service ..... 124

### Public Safety Department

Proposals sought for child car seat program..... 125

## Transportation Department

Proposals sought to provide management and technical assistance to disadvantaged business enterprises involved in transportation-related fields..... 125

Proposals sought to provide training and other services that will increase minority and women employment participation on Minnesota Dept. of Transportation construction contracts ..... 125

## State Contracts & Advertised Bids

Commodities and requisitions are advertised in the *State Register Contracts Supplement*, published every Tuesday, Wednesday and Friday. For subscription information call 612/296-0931. "Commodity Awards Reports" are published every two weeks, and "Professional-Technical-Consulting Awards Reports" are published monthly. Both are available through Minnesota's Bookstore. Individual awards can be obtained from the **Materials Management Helpline** 612/296-2600.

# Minnesota Rules: Amendments and Additions

## NOTICE: How to Follow State Agency Rulemaking in the *State Register*

The *State Register* is the official source, and only complete listing, for all state agency rulemaking in its various stages. State agencies are required to publish notice of their rulemaking action in the *State Register*. Published every Monday, the *State Register* makes it easy to follow and participate in the important rulemaking process. Approximately 75 state agencies have the authority to issue rules. Each agency is assigned specific *Minnesota Rule* chapter numbers. Every odd-numbered year the *Minnesota Rules* are published. This is a ten-volume bound collection of all adopted rules in effect at the time. Supplements are published to update this set of rules. Proposed and adopted emergency rules do not appear in this set because of their short-term nature, but are published in the *State Register*.

If an agency seeks outside opinion before issuing new rules or rule amendments, it must publish a NOTICE OF INTENT TO SOLICIT OUTSIDE OPINION in the *Official Notices* section of the *State Register*. When rules are first drafted, state agencies publish them as **Proposed Rules**, along with a notice of hearing, or notice of intent to adopt rules without a hearing in the case of noncontroversial rules. This notice asks for comment on the rules as proposed. Proposed emergency rules and withdrawn proposed rules are also published in the *State Register*. After proposed rules have gone through the comment period, and have been rewritten into their final form, they again appear in the *State Register* as **Adopted Rules**. These final adopted rules are not printed in their entirety in the *State Register*, only the changes made since their publication as Proposed Rules. To see the full rule, as adopted and in effect, a person simply needs two issues of the *State Register*, the issue the rule appeared in as proposed, and later as adopted. For a more detailed description of the rulemaking process, see the *Minnesota Guidebook to State Agency Services*.

The *State Register* features partial and cumulative listings of rules in this section on the following schedule: issues 1-13 inclusive; issues 14-25 inclusive; issue 26, cumulative for issues 1-26; issues 27-38 inclusive; issue 39, cumulative for 1-39; issues 40-51 inclusive; and issue 52, cumulative for 1-52. An annual subject matter index for rules appears in August. For copies of the *State Register*, a subscription, the annual index, the *Minnesota Rules* or the *Minnesota Guidebook to State Agency Services*, contact the Print Communications Division, 117 University Avenue, St. Paul, MN 55155 (612) 297-3000 or toll-free in Minnesota 1-800-657-3757.

## Vol. 19-Issue #2

### Accountancy Board

1100.9100-.9900 (adopted)..... 74

### Administration Department

1301.0200; .0300; .0400; .0700; .0900; .1000; .1100; .1200 (adopted)..... 75

1301.0200 s.2,4 (repealed)..... 75

### Agriculture Department

1520.0200; .0300; .0400; .0500; .0600; .0700; .0800; .0900; .1000; .1100; .1200; .1300; .1400; .1500; .1600; .1700; .1800; .1900; .2000; .6500; 1550.3200 (adopted)..... 75

1520.0100; .0200 s.2,3,5-15; .2100-.5100; .7300 (repealed)..... 75

### Chiropractic Examiners Board

2500.0550 (proposed)..... 110

### Economic Security Department (formerly Jobs & Training)

3300.5010; .5040; .5060 (proposed emergency)..... 76

### Education Department

3525.0200; .2900 (proposed)..... 5

### Trade & Economic Development Department

4309.1000 (proposed)..... 115

### Natural Resources Department

6214.0200; .0400; 6230.0200; .0400; .0500; .0600; .0700; .0800; .1000; .1100; 6232.0100; .0200; .0300; .0900; .1000; .1600; .1900; .2450; .2550; .3600; .3700; .3800; .3900; .4000; .4100; .4700; 6234.0100; .0200; .0300;

.0400; .0500; .1100; .1200; .1300; .1400; .1600; .1700;

.2800; .2900; .3000; .3100; .3200; .3300; .3400;

6236.0100; .0600; .0700; .0800; .0900; .0950; .1000;

6240.0200; .1200; .1500; .1600; .1700; .1800; .1850;

6242.0500; .0600; .0800; .1100; .1200; 6252.0100;

.0300; .0350; .0600; .0900; .1000; 6254.0100; .0400;

.0500; .0600; 6256.0100; .0200; .0300; .0400;

6260.2500; .2700; .2800; .2900; .3000; .3100; .3200;

.3300; .3400; 6262.0100; .0300 (proposed)..... 6

### Medical Practice Board

5605.0100; .0300; .0700; .0900 (proposed)..... 111

5605.0400; .0500; .0600 (proposed repealer)..... 112

5606.0200; .0500; .0600 (proposed)..... 114

### Pollution Control Agency

7007.0100; .0150; .0200; .0250; .0300; .0350; .0400; .0500;

.0750; .1050; .1110; .1115; .1120; .1125; .1130; .1150;

.1200; .1250; .1300; .1450; 7011.0060; .0061; .0065; .0070;

.0075; .0080 (proposed)..... 44

### Public Utilities Commission

7829.0100-.3200 (errata)..... 80

7829.0100-.3200 (adopted)..... 116

7830.0100-.4400; 7847.0010; .0020; .0100; .0110; .0120; .0130;

.0140; .0150; .0200-.0320 (errata)..... 80

7830.0100-.4400; 7847.0010; .0020; .0100; .0110; .0120; .0130;

.0140; .0150; .0200-.0320 (adopted)..... 116

## Proposed Rules

Pursuant to Minn. Stat. §14.22, an agency may propose to adopt, amend, suspend or repeal rules without first holding a public hearing, as long as the agency determines that the rules will be noncontroversial in nature. The agency must first publish a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the *State Register*. The notice must advise the public:

1. that they have 30 days in which to submit comment on the proposed rules;
2. that no public hearing will be held unless 25 or more persons make a written request for a hearing within the 30-day comment period;
3. of the manner in which persons shall request a hearing on the proposed rules; and
4. that the rule may be modified if the modifications are supported by the data and views submitted

If, during the 30-day comment period, 25 or more persons submit to the agency a written request for a hearing of the proposed rules, the agency must proceed under the provisions of §§14.14-14.20, which state that if an agency decides to hold a public hearing, it must publish a notice of intent in the *State Register*.

Pursuant to Minn. Stat. §§14.29 and 14.30, agencies may propose emergency rules under certain circumstances. Proposed emergency rules are published in the *State Register* and, for at least 25 days thereafter, interested persons may submit data and views in writing to the proposing agency.

## Board of Chiropractic Examiners

### Proposed Permanent Rules Relating to Professional Designations

#### Notice of Hearing

**NOTICE IS HEREBY GIVEN** that a public hearing in the above-captioned matter will be held pursuant to *Minnesota Statutes* section 14.131 to 14.20 in Conference Room A, Colonial Office Park, 2700 University Avenue West, St. Paul, MN 55114-1089, on August 18, 1994, commencing at 9:00 a.m.

All interested or affected persons, including representatives of associations or other interested groups, will have an opportunity to participate. Such persons may present their views either orally at the hearing or in writing at any time prior to the close of the hearing record. All evidence presented should be pertinent to the matter at hand. Written material not submitted at the time of the hearing which is to be included in the hearing record may be mailed to:

The Honorable Howard Kaibel  
Administrative Law Judge  
Office of Administrative Hearings  
1700 100 Washington Square  
Minneapolis, MN 55401  
Telephone: (612) 341-7608

Unless a longer period not to exceed 20 calendar days is ordered by the administrative law judge at the hearing, the hearing record will remain open for the inclusion of written material for five working days after the hearing ends. Written material received during this period will be available for review at the Office of Administrative Hearings. The Board and interested persons may respond in writing within five business days after the submission period ends to any new information submitted. No additional evidence may be submitted during the five-day period. This rule hearing procedure is governed by *Minnesota Statutes* Section 14.131 to 14.20 and by *Minnesota Rules* Parts 1400.0200 to 1400.1200. Questions about procedure may be directed to the administrative law judge.

If adopted, the proposed rule would establish professional designations which may be used by Minnesota licensed chiropractors.

A free copy of the rule is attached and will be published in the *State Register* issue of July 11, 1994. Additional copies of the rule may be obtained from the Board by writing or telephoning the Board at the following address or telephone number.

Lori A. Campbell, Administrative Secretary  
Minnesota Board of Chiropractic Examiners  
2700 University Avenue W, #20  
St. Paul, MN 55114-1089  
(612) 642-0591

The statutory authority to adopt the rule is contained in *Minnesota Statutes* 148.08, subdivision 3.

**KEY: PROPOSED RULES SECTION** — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

## Proposed Rules

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The proposed rule may be modified as a result of the rule hearing process. Those who are potentially affected in any manner by the substance of the proposed rule are therefore advised to participate in the process.

*Minnesota Statutes* Chapter 10A requires each lobbyist to register with the State Ethical Practices Board within five days after she or he commences lobbying. A lobbyist is defined in *Minnesota Statutes* section 10A.01, subdivision 11 as any individual:

- a) engaged for pay or other consideration, or authorized by another individual or association to spend money, who spends more than five hours in any month or more than \$250, not including his own travel expenses and membership dues, in any year, for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials; or
- b) who spends more than \$250, not including his/her own traveling expenses and membership dues, in any year for the purpose of attempting to influence legislative or administrative action by communicating or urging others to communicate with public officials.

The statute provides certain exceptions. Questions should be directed to the Ethical Practices Board, 625 North Robert Street, St. Paul, MN 55101, telephone number (612) 296-5615.

**NOTICE IS HEREBY GIVEN THAT A STATEMENT OF NEED AND REASONABLENESS** is now available for review at the Board and at the Office of Administrative Hearings. This Statement of Need and Reasonableness includes a summary of all the evidence which the Board anticipates presenting at the hearing justifying both the need for and the reasonableness of the proposed rule.

Copies of the Statement of Need and Reasonableness may be reviewed at the Board or the Office of Administrative Hearings and copies may be obtained from the Office of Administrative Hearings at the cost of reproduction.

**PLEASE NOTE** that any person may request notification of the date on which the administrative law judge's report will be available, after which date the Board may not take any final action on the rule for a period of five working days. If you want to be so notified, you may so indicate at the hearing. After the hearing, you may request notification by sending a written request to the administrative law judge. Any person may request notification of the date on which the rule was adopted and filed with the Secretary of State. The notice must be mailed on the same day the rule is filed. If you want to be so notified, you may indicate at the hearing or send a request in writing to the Board at any time prior to the filing of the rule with the Secretary of State.

Promulgation of the proposed rule will not result in the expenditure of public monies by local public bodies nor have any impact on agricultural land. The Board's evaluation of the applicability of the methods contained in *Minnesota Statutes* section 14.115, subdivision 2 for reducing the impact of the proposed rule on small businesses, should it be determined that the Board is governed by section 14.115, are addressed in the Statement of Need and Reasonableness.

Dated: 21 June 1994

Larry A. Spicer, D.C.  
Executive Director  
Minnesota Board of Chiropractic  
Examiners

### Rules as Proposed (all new material)

#### 2500.0550 PROFESSIONAL DESIGNATIONS.

A licensee must in all forms of professional reference include one or more of the following designations: doctor of chiropractic, D.C., chiropractor, and chiropractic physician. The designation shall be in an emphasis, whether written or verbal, equal to the emphasis of the written or verbal material which contains the designation.

## Board of Medical Practice

### Proposed Permanent Rules Relating to Continuing Education

#### Notice of Intent to Adopt a Rule Without a Public Hearing

The Minnesota Board of Medical Practice (hereinafter "Board") intends to adopt permanent rules without a public hearing following the procedures set forth in the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. You have 30 days to submit written comments on the proposed rules.

**COMMENTS** or questions on the rule and written requests for a public hearing on the rule must be submitted to:

H. Leonard Boche, Executive Director  
Minnesota Board of Medical Practice  
2700 University Avenue West, Suite 106  
St. Paul, MN 55114  
(612) 642-0538  
FAX (612) 642-0393

The proposed rule is about continuing medical education. The statutory authority to adopt this rule is *Minnesota Statutes* 147.01, 214.06, and 214.12 (1993). A copy of the proposed rule is published in the *State Register* and attached to this notice as mailed.

You have until 4:30 p.m., on **August 12, 1994** to submit written comment in support of or in opposition to the proposed rule and any part or subpart of the rule. Your comment must be in writing and received by the agency contact person by the due date. Comment is encouraged. Your comment should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed.

In addition to submitting comments, you may also request that a hearing be held on the rule. Your request for a public hearing must be in writing and must be received by the agency contact person by 4:30 p.m., on August 12, 1994. Your written request for a public hearing must include your name and address. You are encouraged to identify the portion of the proposed rule which caused your request, the reason for the request, and any changes you want made to the proposed rule. If 25 or more persons submit a written request for a hearing, a public hearing will be held unless a sufficient number withdraw their requests in writing. If a public hearing is required, the agency will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20. The proposed rule may be modified as a result of public comment. The modifications must be supported by data and views submitted to the agency and may not result in a substantial change in the proposed rule as attached and printed in the *State Register*. If the proposed rule affects you in any way, you are encouraged to participate in the rulemaking process.

A **STATEMENT OF NEED AND REASONABLENESS** is now available from the agency contact person identified above. This statement describes the need for and reasonableness of each provision of the proposed rule and identifies the data and information relied upon to support the proposed rule.

It is the position of the Board that it is not subject to *Minnesota Statute* 14.115 regarding small business considerations in rule-making. The basis for this position is addressed in the statement of need and reasonableness.

The Minnesota Board of Medical Practice has reviewed the proposed rules, and finds no evidence that the rules would cause the expenditure of public money by any local public body.

The Minnesota Board of Medical Practice has reviewed the proposed rules, and finds that the subject matter of the rules is not related to agriculture land.

After the end of the comment period, the agency may adopt the rule. The rule and supporting documents will then be submitted to the attorney general for review as to legality and form to the extent form relates to legality. You may request to be notified of the date the rule is submitted to the attorney general or be notified of the attorney general's decision on the rule. If you wish to be so notified, or wish to receive a copy of the adopted rule, submit your request to the agency contact person listed above.

Dated: 23 June 1994

H. Leonard Boche  
Executive Director

### Rules as Proposed

#### 5605.0100 CONTINUING EDUCATION CYCLES.

During three-year cycles, each physician licensed to practice by this board shall obtain 75 hours of continuing medical education credit as required by this chapter, with at least three hours in the subject of infection control, including blood borne diseases. "Infection control" means programs, procedures, and methods to reduce the transmission of agents of infection for the purpose of preventing or decreasing the incidence of infectious diseases. "Blood borne diseases" means diseases that are spread through exposure to, inoculation of, or injection of blood, or through exposure to blood contained in body fluids, tissues, or organs. Blood borne diseases include infection caused by such agents as the human immunodeficiency virus (HIV) and hepatitis B virus (HBV). Infection control continuing education credits must be obtained from the ~~Category~~ Category + activities in part 5605.0300; ~~item A~~.

**KEY: PROPOSED RULES SECTION** — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

## Proposed Rules

Continuing education in infection control is required for renewal periods beginning on or after October 1, 1993. For initial continuing education periods of less than three years, one continuing education hour in infection control is required for each remaining full year.

### **5605.0300 CATEGORIES OF CREDITED ACTIVITIES CONTINUING MEDICAL EDUCATION CREDIT.**

Continuing medical education credit may be obtained from the following activities:

A. Category 1: No less than 45 ~~At least 75~~ hours of continuing medical education credit must be obtained in any cycle by attendance at educational activities approved by the board pursuant to part 5605.0500 continuing medical education activities designated by an accredited sponsor as Category 1 of the Physician's Recognition Award of the American Medical Association. Continuing medical education sponsors must be accredited by the Accreditation Council for Continuing Medical Education (ACCME) or by a state medical society recognized by the ACCME as an intra-state accreditor of continuing medical education sponsors.

B. Category 2: No more than 20 hours of credit may be obtained in any cycle through educational activities sponsored by a hospital, clinic, or medical or osteopathic society and not meeting the standards contained in category 1.

C. Category 3: No more than 20 hours of credit may be obtained in any cycle through medical teaching of medical students, residents, practicing physicians, and allied health professionals.

D. Category 4: No more than 20 hours of credit may be obtained in any cycle for papers, publications, books, lectures, and exhibits:

(1) Papers, publications, and books: Ten hours of credit shall be granted for a scientific paper or book chapter published in a scholarly medical journal or book.

(2) Lectures: An hour of credit shall be granted for each hour spent lecturing at a course which would qualify for approval under these rules.

(3) Exhibits and nonpublished papers: Ten hours of credit shall be granted for a paper or exhibit presented before a professional medical or allied health audience. Credit may be claimed only once for each scientific material presented.

E. Category 5: No more than 20 hours of credit may be obtained by engaging in professional reading, peer patient care review activities, self-assessment examinations sponsored by a professional organization recognized by the board as maintaining a significant level of quality control, and preparation for certification or recertification examinations administered by a national specialty board.

For purposes of relicensure, the board shall accept the equivalent of Category 1 credit hours as defined by the American Osteopathic Association Bureau of Professional Education, the Royal College of Physicians and Surgeons of Canada, or by organizations that have reciprocal arrangements with the physician recognition award program of the American Medical Association.

### **5605.0700 ALTERNATIVE COMPLIANCE.**

The board may accept certification or recertification by an a member of the American specialty Board of Medical Specialties, the American Osteopathic Association Bureau of Professional Education, or the Royal College of Physicians and Surgeons of Canada in lieu of compliance with the continuing education requirements during the cycle in which certification or recertification is granted.

### **5605.0900 VERIFICATION OF COMPLIANCE.**

Licensees shall, at the relicensure period coinciding with the end of their cycle, provide a signed statement to the board on a form provided by the board indicating compliance with this chapter. The board may, in its discretion, require such additional evidence as is necessary to verify compliance with this chapter. ~~The board may also accept certification of other state or national medical groups whose continuing medical education requirements are the equivalent of or greater than those of this board in lieu of compliance with these standards.~~

A licensee failing to submit a statement or who submits a statement which, on its face, indicates noncompliance with this chapter may be subject to the disciplinary provisions contained in part 5605.1100.

**REPEALER.** Minnesota Rules, parts 5605.0400; 5605.0500; and 5605.0600, are repealed.

**EFFECTIVE DATE.** Minnesota Rules, parts 5605.0700 and 5605.0900 and the repeal of parts 5605.0400, 5605.0500, and 5605.0600 are effective January 1, 1995. Parts 5605.0100 and 5605.0300 are effective for three-year cycles beginning on or after January 1, 1995.

## Board of Medical Practice

### Proposed Permanent Rules Relating to Emeritus Registration

#### Notice of Intent to Adopt a Rule Without a Public Hearing

The Minnesota Board of Medical Practice (hereinafter "Board") intends to adopt permanent rules without a public hearing following the procedures set forth in the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. You have 30 days to submit written comments on the proposed rules.

**COMMENTS** or questions on the rule and written requests for a public hearing on the rule must be submitted to:

H. Leonard Boche, Executive Director  
Minnesota Board of Medical Practice  
2700 University Avenue West, Suite 106  
St. Paul, MN 55114  
(612) 642-0538  
FAX (612) 642-0393

The proposed rule is about emeritus registration. The statutory authority to adopt this rule is *Minnesota Statutes* 147.01, 214.06, and 214.12 (1993). A copy of the proposed rule is published in the *State Register* and attached to this notice as mailed.

You have until 4:30 p.m., on **August 12, 1994** to submit written comment in support of or in opposition to the proposed rule and any part or subpart of the rule. Your comment must be in writing and received by the agency contact person by the due date. Comment is encouraged. Your comment should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed.

In addition to submitting comments, you may also request a hearing to be held on the rule. Your request for a public hearing must be in writing and be received by the agency contact person by 4:30 p.m., on August 12, 1994. Your written request for a public hearing must include your name and address. You are encouraged to identify the portion of the proposed rule which caused your request, the reason for the request, and any changes you want made to the proposed rule. If 25 or more persons submit a written request for a hearing, a public hearing will be held unless a sufficient number withdraw their requests in writing. If a public hearing is required, the agency will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20.

The proposed rule may be modified as a result of public comment. The modifications must be supported by data and views submitted to the agency and may not result in a substantial change in the proposed rule as attached and printed in the *State Register*. If the proposed rule affects you in any way, you are encouraged to participate in the rulemaking process.

**A STATEMENT OF NEED AND REASONABLENESS** is now available from the agency contact person identified above. This statement describes the need for and reasonableness of each provision of the proposed rule and identifies the data and information relied upon to support the proposed rule.

It is the position of the Board that it is not subject to *Minnesota Statute* 14.115 regarding small business considerations in rule-making. The basis for this position is addressed in the statement of need and reasonableness.

The Minnesota Board of Medical Practice has reviewed the proposed rules, and finds no evidence that the rules would cause the expenditure of public money by any local public body.

The Minnesota Board of Medical Practice has reviewed the proposed rules, and finds that the subject matter of the rules is not related to agriculture land.

After the end of the comment period, the agency may adopt the rule. The rule and supporting documents will then be submitted to the attorney general for review as to legality and form to the extent form relates to legality. You may request to be notified of the date the rule is submitted to the attorney general or be notified of the attorney general's decision on the rule. If you wish to be so notified, or wish to receive a copy of the adopted rule, submit your request to the agency contact person listed above.

Dated: 23 June 1994

H. Leonard Boche  
Executive Director

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## Proposed Rules

### Rules as Proposed

#### 5606.0200 APPLICATION.

Any physician duly licensed to practice medicine in the state pursuant to *Minnesota Statutes*, chapter 147, who declares that he or she is retired in all jurisdictions from the active practice of medicine may apply to the board for physician emeritus registration. The physician may do so by indicating on his or her annual registration form or by petitioning the board if he or she is in fact completely retired and has not been the subject of disciplinary action resulting in the suspension, revocation, qualification, condition, or restriction of the physician's license to practice medicine.

#### 5606.0500 CHANGE TO ACTIVE STATUS.

Subpart 1. Within three years. A registrant who desires to change to active status within three years from the date emeritus status was effective may do so by providing the following materials, pending the approval of these materials by the board:

[For text of items A to E, see M.R.]

Subp. 2. After three years. After three years from the date emeritus status was effective a registrant who desires to change to active status may do so, pending approval of the board, by providing the materials listed in subpart 1 and passing the special purpose examination (SPEX) within the year preceding the reapplication for active status.

#### 5606.0600 DOCUMENTATION OF STATUS.

A physician granted emeritus registration shall, upon payment of a fee, receive a document certifying that he or she has been registered as emeritus and has completed his or her active professional career licensed in good standing with the Minnesota Board of Medical Practice. ~~The fee for such a document shall be \$5. The document fee shall not be a prerequisite for consideration of an application for emeritus registration.~~

**EFFECTIVE DATE.** Minnesota Rules, parts 5606.0200, 5606.0500, and 5606.0600 are effective January 1, 1995.

## Department of Trade and Economic Development

### Proposed Permanent Rules Relating to Contaminated Cleanup Grant Program

#### Notice of Intent to Adopt a Rule Without a Public Hearing

The Department of Trade and Economic Development intends to adopt a permanent rule without a public hearing following the procedures set forth in the Administrative Procedure Act, *Minnesota Statutes*, sections 14.22 to 14.28. You have 30 days to submit written comments on the proposed rule and may also submit a written request that a hearing be held on the rule.

**Agency Contact Person.** Comments or questions on the rule and written requests for a public hearing on the rule must be submitted to:

Louis F. Jambois  
Minnesota Department of Trade and Economic Development  
500 Metro Square  
121 7th Place East  
St. Paul, MN 55101  
612/297-3172 Phone  
612/296-1290 Fax

**Subject of Rule and Statutory Authority.** The proposed rule is about the Contamination Cleanup Development Grant Program which provides grants to cleanup contaminated sites. The statutory authority to adopt this rule is *Minnesota Statutes* 116J.035, subd. 2. A copy of the proposed rule is published in the *State Register* and attached to this notice as mailed. A free copy of the rule is also available upon request from the agency contact person listed above.

**Comments.** You have until 4:30 pm, August 10, 1994 to submit written comment in support of or in opposition to the proposed rule and any part or subpart of the rule. Your comment must be in writing and received by the agency contact person by the due date. Comment is encouraged. Your comment should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed.

**Request for Hearing.** In addition to submitting comments, you may also request that a hearing be held on the rule. Your request for a public hearing must be in writing and must be received by the agency contact person by 4:30 p.m. on August 10, 1994. Your written request for a public hearing must include your name and address. You are encouraged to identify the portion of the proposed rule which caused your request, the reason for the request, and any changes you want made to the proposed rule. If 25 or

more persons submit a written request for a hearing, a public hearing will be held unless a sufficient number withdraw their requests in writing. If a public hearing is required, the agency will follow the procedures in *Minnesota Statutes*, sections 14.131 to 14.20.

**Modifications.** The proposed rule may be modified as a result of public comment. The modifications must be supported by data and views submitted to the agency and may not result in a substantial change in the proposed rule as (attached and) printed in the *State Register*. If the proposed rule affects you in any way, you are encouraged to participate in the rulemaking process.

**Statement of Need and Reasonableness.** A statement of need and reasonableness is now available from the agency contact person. This statement describes the need for and reasonableness of each provision of the proposed rule and identifies the data and information relied upon to support the proposed rule.

**Small Business Considerations.** The Department of Trade and Economic Development had considered the small business community and has determined that it is unnecessary to make exceptions in the application or program process for small businesses because this rule does not affect small business since the applicants are a development authority pursuant to *Minnesota Statutes* 116J.552, Subd. 4. Therefore, small business considerations in the rulemaking process are not applicable.

**Expenditure of Public Money by Local Public Bodies.** The Department of Trade and Economic Development hereby expects that the proposed *rule* will not impact a local public body upon implementation. However, the *statute* will financially impact the local public body and the impact may be in excess of \$100,000. Statutory requirements such as *Minnesota Statutes* 116J.554, Subd. 1, and *Minnesota Statutes* 116J.556 (a)-(b) are examples of statutory requirements that will financially impact the local public body.

**Impact on Agricultural Land.** The proposed rule will not have a direct and substantial adverse impact on agricultural land in the state.

**Adoption and Review of Rule.** If no hearing is required, after the end of the comment period the agency may adopt the rule. The rule and supporting documents will then be submitted to the attorney general for review as to legality and form to the extent form relates to legality. You may request to be notified of the date the rule is submitted to the attorney general or be notified of the attorney general's decision on the rule. If you wish to be so notified, or wish to receive a copy of the adopted rule, submit your request to the agency contact person listed above.

Dated: 22 June 1994

E. Peter Gillette, Commissioner  
Department of Trade and  
Economic Development

### Rules as Proposed (all new material)

#### 4309.1000 ADDITIONAL INFORMATION.

To apply for a contamination cleanup development grant, an applicant must submit the following information to the Department of Trade and Economic Development in addition to the requirements in *Minnesota Statutes*, section 116J.553, subdivision 2:

- A. an estimation of the number of jobs that will be created after cleanup and development of the site;
- B. the total project cost;
- C. the anticipated value of proposed public and private future developments including the potential tax base increase of the local taxing jurisdictions;
- D. the amount and source of the commitment of municipal or other local resources to pay for the cleanup costs; and
- E. the relative financial health of the local taxing jurisdiction as demonstrated by tax capacity, bonded indebtedness, and an audit or financial statement if an audit is not available.

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## Adopted Rules

### Adopted Rules

The adoption of a rule becomes effective after the requirements of Minn. Stat. §§14.14-14.28 have been met and five working days after the rule is published in *State Register*, unless a later date is required by statutes or specified in the rule.

If an adopted rule is identical to its proposed form as previously published, a notice of adoption and citation to its previous *State Register* publication will be printed.

If an adopted rule differs from its proposed form, language which has been deleted will be printed with strikeouts and new language will be underlined. The rule's previous *State Register* publication will be cited.

An emergency rule becomes effective five working days after the approval of the Attorney General as specified in Minn. Stat. §14.33 and upon the approval of the Revisor of Statutes as specified in §14.36. Notice of approval by the Attorney General will be published as soon as practicable, and the adopted emergency rule will be published in the manner provided for adopted rules under §14.18.

## Public Utilities Commission

### Adopted Permanent Rules Relating to Practice and Procedure

The rules proposed and published at *State Register*, Volume 16, Number 33, pages 1858-1871, February 10, 1992 (16 SR 1858), are adopted with the following modifications:

#### Rules as Adopted

#### 7829.0400 SERVICE AND FILING REQUIREMENTS.

Subpart 1. **Filing.** Documents are filed with the commission when they are received in the commission offices during regular business hours. Specific documents may be filed by facsimile transmission or filed when mailed ~~or delivered in person, if the executive secretary so directs, with the consent of the executive secretary.~~ Documents must be directed to the attention of the executive secretary.

Subp. 5. **Service.** A document filed with the commission must be served the same day on the persons listed on the appropriate service list, except when this chapter permits service of a summary of the filing. Service may be accomplished by first class mail or by delivery in person, unless otherwise provided by law or commission order. Service may also be accomplished by facsimile transmission, followed by first class mail. Service on the department is complete upon receipt by the department. For all other persons, service by mail or facsimile transmission plus mail is complete upon mailing, unless the executive secretary directs otherwise for specific documents. When a party or participant is represented by an attorney, service upon the attorney is considered service upon the party or participant.

#### 7829.0600 GENERAL SERVICE LIST.

Subp. 4. **Jurisdiction unaffected.** The service lists established in this part are intended to provide the earliest possible notice to persons who may be interested in a particular filing. The requirements of this part do not displace or add to legal notice requirements, and a utility's failure to comply with this part does not deprive the commission of jurisdiction over a matter of which it would otherwise have jurisdiction, require dismissal of a filing, or invalidate any determination made by the commission in the matter.

#### 7829.0800 PETITION TO INTERVENE.

Subp. 2. **Grounds for intervention.** The petition must allege the grounds for intervention and must be granted upon a showing that: the person is specifically considered by statute to be interested in the particular type of matter at issue; the person is specifically declared by statute to be an interested party; or the outcome of the proceeding will bind or affect the person with respect to an interest peculiar to that person, as distinguished from an interest common to the public or other ratepayers in general, or the person's interests are not adequately represented by one or more other parties participating in the case.

#### 7829.1000 REFERRAL FOR CONTESTED CASE PROCEEDING.

If a proceeding involves contested material facts and there is a right to a hearing under statute or rule, or if the commission finds that all significant issues have not been resolved to its satisfaction, the commission shall refer the matter to the Office of Administrative Hearings for contested case proceedings, unless:

#### 7829.1300 MISCELLANEOUS TARIFF AND PRICE LIST FILINGS.

Subp. 5. **Rejection of filing.** The commission shall reject a filing found to be substantially out of compliance with this chapter or

applicable statutory requirements. A miscellaneous tariff filing or price list filing not rejected within 20 days of filing must be considered accepted as to form.

**Subp. 6. Initial comments.** A person wishing to comment on a miscellaneous tariff or price list filing shall do so within 30 days of its filing with the commission. A person wishing to comment on one of the following noncompetitive rate change filings shall do so within 20 days of its filing with the commission: a rate reduction filing, a cost increase filing, or a request for a significant change in a condition of telephone service. A person wishing to comment on a new telephone service, competitive or noncompetitive, shall do so within ten days of its filing with the commission. Comments must be served on the persons on the utility's general service list for the filing, as well as on the filing utility.

**Subp. 7. Petition to intervene.** If a person who files initial or reply comments is not entitled to intervene in commission proceedings as of right and desires full party status, the person shall file a petition to intervene before the initial or reply comment period expires. The intervention petition may be combined with the comments on the filing.

#### **7829.1400 COMMENTS ON MISCELLANEOUS TARIFF OR PRICE LIST FILING.**

**Subpart 1. Initial comments.** A person wishing to comment on a miscellaneous tariff or price list filing shall do so within 30 days of its filing with the commission. A person wishing to comment on one of the following noncompetitive rate change filings shall do so within 20 days of its filing with the commission: a rate reduction filing, a cost increase filing, or a request for a significant change in a condition of telephone service. A person wishing to comment on a new telephone service, competitive or noncompetitive, shall do so within ten days of its filing with the commission. Comments must be served on the persons on the utility's general service list for the filing, as well as on the filing utility.

**Subp. 2. Petition to intervene.** If a person who files initial or reply comments is not entitled to intervene in commission proceedings as of right and desires full party status, the person shall file a petition to intervene before the initial or reply comment period expires. The intervention petition may be combined with the comments on the filing.

**Subpart 1- Subp. 3. Comments to include procedural recommendation.** A person commenting on a miscellaneous tariff or price list filing and recommending its rejection, denial, or modification shall specify whether the person believes the filing requires a contested case proceeding, informal proceeding, expedited proceeding, or some other procedural treatment, together with the person's reasons for recommending a particular procedural treatment.

**Subp. 2- 4. Reply comments.** The utility and other persons have ten days from the expiration of the original comment period to file reply comments. Reply comments must be served on the utility and persons who have filed comments on the miscellaneous tariff filing. Reply comments must be limited in scope to the issues raised in the initial comments.

**Subp. 3- 5. Additional comments.** If further information is required to make a fully informed decision, the commission shall require additional comments and identify specific issues requiring further development.

**Subp. 4- 6. Comments on supplemental or corrected filings.** The commission shall provide opportunity for other parties to respond to supplemental or corrected filings when those filings raise new issues.

**Subp. 5- 7. Comment periods varied.** Except for comment periods set by statute, the commission may vary the comment periods set by this chapter on its own motion or at the request of a person for good cause shown. The commission may delegate the authority to vary time periods to the executive secretary.

**Subp. 6- 8. Comment periods extended at department's request.** At the request of the department, the commission shall extend the comment periods in parts 7829.1300 and 7829.1400 up to an additional 30 days, except for comment periods established by statute and except when the commission must act within 60 days to prevent proposed rate changes from going into effect.

**Subp. 9. Requests for contested case proceedings.** Upon receipt of initial comments requesting a contested case proceeding on a miscellaneous tariff filing or price list filing, the commission shall immediately set the matter for consideration on a date after the time period for reply comments has run. If the commission finds a contested case proceeding is required, the commission shall refer the matter to the Office of Administrative Hearings pursuant to part 7829.1000, and the utility shall file its direct testimony in question and answer form within 20 days of the commission's notice and order for hearing.

#### **7829.1600 TREATMENT OF INFORMAL COMPLAINT.**

Commission staff shall try to help resolve informal complaints by correspondence, mediation, arbitration, and other informal

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## Adopted Rules

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means. If the complainant desires formal action by the commission, a formal complaint must be filed initiated by the commission, or filed by a qualified complainant.

### 7829.1700 FORMAL COMPLAINT.

Subp. 2. **Service Mailing and filing.** A formal complaint must be erved on mailed to the respondent, the department, and the Residential Utilities Division of the Office of the Attorney General, as well as filed with the commission.

### 7829.1800 INITIAL CONSIDERATION OF FORMAL COMPLAINT.

Subp. 2. **Answer.** On concluding that it has jurisdiction over the matter and that investigation is warranted, the commission shall serve the complaint on the respondent, together with an order requiring the respondent to grant the relief complainant requests or to show cause by answer why respondent should not be ordered to do so file an answer either stating that it has granted the relief the complainant requests, or responding to the allegations of the complaint. The answer must be filed with the commission and served on the complainant, the department, and the Residential Utilities Division of the Office of the Attorney General within 20 days of service of the complaint and order.

Subp. 4. **Failure to answer.** If the respondent fails to answer a complaint served by the commission under subpart 2, the commission shall consider the allegations of the complaint denied, ~~and issue is joined.~~

### 7829.2000 ELECTRIC SERVICE AREA COMPLAINT.

Subpart 1. **Content.** A complaint alleging violation of an electric utility's assigned service area must include a map that the complainant reasonably believes to be a copy of the official service area map of an area at issue, with the area of the alleged violation clearly marked.

### 7829.2500 CERTIFICATE OF NEED FILING.

Subp. 9. **Public hearing.** If the commission decides to act on the application through an informal proceeding, the commission shall hold a public hearing designed to encourage members of the public to express their views on the application, as required under *Minnesota Statutes*, section 216B.243, subdivision 4. If the commission refers the application to the Office of Administrative Proceedings ~~Hearings~~ for a contested case proceeding, the commission shall ensure that at least one public hearing is held.

### 7829.2600 STAFF COMMENTS.

Written comments on a filing by commission staff must be made available to those persons on the service list at the same time they are provided to the commission. If commission staff recommend action not advocated by any party, all parties must be granted oral ~~argument~~ comment at the request of any party.

### 7829.3000 PETITION FOR REHEARING, AMENDMENT, VACATION, RECONSIDERATION, REARGUMENT.

Subp. 7. **Second petition not entertained.** A second petition for rehearing, amendment, vacation, reconsideration, or reargument of a commission decision or order by the same party or parties and upon the same grounds as a former petition that has been considered and denied, will not be entertained.

Pursuant to the provisions of Minnesota Statutes §14.10, an agency, in preparing proposed rules, may seek information or opinion from sources outside the agency. Notices of intent to solicit outside opinion must be published in the *State Register* and all interested persons afforded the opportunity to submit data or views on the subject, either orally or in writing.

The *State Register* also publishes other official notices of state agencies, notices of meetings, and matters of public interest.

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## Ethical Practices Board

### Advisory Opinion Request #140 re: Lobbyist Principal

On May 27, 1994, the Ethical Practices Board sent the requester, William P. Donohue, Esq., a letter informing him that the Board failed to approve an advisory opinion by the required four votes on the issue of whether the University of Minnesota is a lobbyist principal for the purposes of *Minnesota Statutes* § 10A.04, subd. 6 (1992), and, therefore, it is up to the University of Minnesota to decide whether to complete and file the annual report of lobbyist principal. SEE request on behalf of the University of Minnesota published at 18 S.R. 2127.

## Higher Education Coordinating Board

### Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rule Governing the Child Care Grant Program

**NOTICE IS HEREBY GIVEN** that the Minnesota Higher Education Coordinating Board is seeking information or opinions from sources outside the agency in preparing to propose the amendment of the rule governing the Non-AFDC Child Care Grant Program. The adoption of the rule is authorized by *Minnesota Statutes*, section 136A.04, which requires the agency to prescribe policies, procedures, and rules necessary to administer the programs under its supervision.

The Minnesota Higher Education Coordinating Board requests information and opinions concerning the subject matter of the rule. The amendment to the rule includes information relating to the process an eligible post-secondary institution must follow to receive funds from this program, the process to be followed in determining the amount and terms of an applicant's child care grant award, the procedures for denial or termination of a child care grant award, and the applicable appeal process. Interested persons or groups may submit data or views on the subject matter of concern in writing or orally. Written statements should be addressed to:

Mary Lou Dresbach  
400 Capitol Square Building  
550 Cedar Street  
St. Paul, MN 55101

Oral statements will be received during regular business hours over the telephone at (612) 296-3974 and in person at the above address.

All statements of information and opinions shall be accepted until August 12, 1994. Any written material received by the Minnesota Higher Education Coordinating Board shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rule is adopted.

Dated: 27 June 1994

David R. Powers  
Executive Director

## Higher Education Coordinating Board

### Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rule Governing the Youth Works Program

**NOTICE IS HEREBY GIVEN** that the Minnesota Higher Education Coordinating Board is seeking information or opinions from sources outside the agency in preparing to propose the adoption of the rule governing the Youth Works Postservice Benefits. The adoption of the rule is authorized by *Minnesota Statutes*, section 136A.04, which requires the agency to prescribe policies, procedures, and rules necessary to administer the programs under its supervision.

## Official Notices

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The Minnesota Higher Education Coordinating Board requests information and opinions concerning the subject matter of the rule. The rule addresses the conditions under which the Minnesota Higher Education Coordinating Board will disburse funds earned by a beneficiary for service completed under the Youth Works Program. The postservice benefits can be used for an educational grant, repayment of educational loans, and apprenticeship costs. Interested persons or groups may submit data or views on the subject matter of concern in writing or orally. Written statements should be addressed to:

Mary Lou Dresbach  
400 Capitol Square Building  
550 Cedar Street  
St. Paul, MN 55101

Oral statements will be received during regular business hours over the telephone at (612) 296-3974 and in person at the above address.

All statements of information and opinions shall be accepted until August 12, 1994. Any written material received by the Minnesota Higher Education Coordinating Board shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rule is adopted.

Dated: 27 June 1994

David R. Powers  
Executive Director

## Minnesota Historical Society

### Official Notice of Vacancy for the Position of State Archaeologist

The Board of Trustees of the Minnesota Historical Society is seeking applications for the position of State Archaeologist. Duties of the position are listed in *Minnesota Statutes* 138.31 - 138.42 and 307.08. The term is four years. Annual compensation will be approximately \$45,790 plus an additional amount approximately equivalent to the value of benefits available to state employees. Funding is dependent on continued appropriations by the state legislature.

Qualifications for the position include:

1. Graduate degree in Anthropology with a specialization in Archaeology plus at least 5 years of experience in archaeological research, administration and/or cultural resources management;
2. A specialization in pre-European and Euroamerican Period Archaeology with further specialization in Midwestern archaeology preferred.
3. Demonstrated ability in the identification of cemeteries/burial sites;
4. Demonstrated ability to work effectively with the Minnesota Native American community.
5. Demonstrated ability to successfully manage complex research programs;
6. Demonstrated ability in oral and written communication;
7. Demonstrated ability to work with diverse public and government agencies.

The State Archaeologist is not an employee of the Minnesota Historical Society.

Submit letter of application and resume no later than August 15, 1994 to: Trustee Committee - State Archaeologist, c/o Office of Director, Minnesota Historical Society, 345 Kellogg Boulevard West, St. Paul, MN 55102-1906.

Direct questions to Gary Goldsmith at 612-297-5863.

## Department of Labor and Industry

### Labor Standards Division

### Notice of Prevailing Wage Certifications for Commercial Construction Projects

Effective July 11, 1994 prevailing wage rates were determined and certified for commercial construction projects in the following counties:

**Beltrami:** Technical College Re-roofing-Bemidji.

**Carver:** Horticulture Therapy Lab & Clotilde Irvine Sensory Garden-Chanhassen.

**Cass:** Ah Gwah Ching Nursing Home Powerhouse Conversion-Walker.

**Dakota:** Middle School No. 6 Site Improvements-Apple Valley.

**Hennepin:** Cooper Elementary School Attic & Crawlspace Asbestos Removal, Antwantin Middle & Shingle Creek Elementary School Asbestos Floor Tile Removal, Northeast Jr. High School, Mn. Center For Arts Education Delta Dormitory Wall Repair, Hiawatha & Dowling Schools Exterior Renovation & Deferred Maintenance, Sheridan School Sitework Improvements & Auditorium Sound System Theater & Stage Equipment-Minneapolis; Hilltop Primary & Shirley Hill Elementary School Addition & Interior Renovation-Mound & Minnestrista.

**Lake:** Mn/DNR Consolidated Area Headquarters-Two Harbors.

**Mille Lacs:** District Office Remodeling-Princeton.

**Polk:** Northwest T.C. Medical Lab & Laboratory Equipment-East Grand Forks.

**Pope:** Glenwood Municipal Airport Arrival & Departure Building-Glenwood.

**Ramsey:** Capitol Square Building Community College Computer Room A/C, Fort Snelling Restroom-St. Paul.

**Sherburne:** Airport Arrival 7 Departure Facilities-St. Cloud.

**Stearns:** St. Cloud Correction E Building Security Screens-St. Cloud.

**Stevens:** W C E S Grain Bins Construction-Morris.

Copies of the certified wage rates for these projects may be obtained by writing the Minnesota Department of Labor and Industry, Prevailing Wage Section, 443 Lafayette Road, St. Paul, Minnesota 55155-4306. The charge for the cost of copying and mailing are \$1.36 per project. Make check or money order payable to the State of Minnesota.

John B. Lennes, Jr  
Commissioner

## Public Employees Retirement Association

### Notice of Meetings of the Board of Trustees and the Building and Space Committee

A meeting of the Board of Trustees of the Public Employees Retirement Association (PERA) will be held on Thursday, July 14, 1994, at 9:30 a.m. in the offices of the association, 514 St. Peter Street - Suite 200, St. Paul, Minnesota.

A meeting of the Building and Space Committee will be held on Thursday, July 14, 1994, at 1:00 p.m. in the association offices.

## Rochester Public Utilities

### Power Division

### Notice of Acid Rain Program Designated Representative

Pursuant to *Code of Federal Regulations* Title 40, Part 72, notice is hereby given that Walter N. Lorber is the Designated Representative for the Silver Lake Plant Unit 4, which is an affected unit under the federal Acid Rain Program. Notice is also given that Joseph S. Hensel is the Alternate Designated Representative for the above referenced affected unit. The agreement between the City of Rochester and the Designated Representative and Alternate Designated Representative was effective June 10, 1994. Questions regarding this notice should be directed to Walter N. Lorber, 507/280-1604 or Joseph S. Hensel 507/280-1556.

Walter N. Lorber  
Director, Power Division  
Rochester Public Utilities

## Department of Transportation

Transportation Research and Investment Management Division Office of Investment Management

### Notice of Solicitation for Public Review and Comment on the *State Transportation Improvement Program (STIP)* for State Fiscal Years 1995-1996-1997 (July 1, 1994 to June 30, 1997)

The Minnesota Department of Transportation is offering an opportunity for public review and comment on a proposed State Transportation Improvement Program (STIP) for state fiscal years 1995-1996-1997 (July 1, 1994 to June 30, 1997.) The program of transportation projects annually utilize about \$227 million federal funds, \$160 million of state trunk highway funds and funds from local and other sources. Projects include local road and bridge projects utilizing federal funds, transit capital investments, state highway road and bridge projects, enhancement projects, congestion mitigation and air quality projects, scenic by-way projects and other projects intending to utilize federal transportation funds or state trunk highway funds. The proposed State Transportation Improvement Program is available for review at Department of Transportation District Offices:

**District 1** - Duluth, 1123 Mesaba Avenue, Duluth, MN 55811;

**District 2** - Bemidji, Box 490 Bemidji, MN 56601;

**District 3** - Brainerd, 1991 Industrial Park Road, Baxter, MN 56401;

**District 4** - Detroit Lakes, P.O. Box 666, 1000 W. Hwy. 10, Detroit Lakes, MN 56502;

**District 6** - Rochester, Box 6177, 2900 48th Street N.W., Rochester, MN 55903-6177;

**District 7** - Mankato, P.O. Box 4039, Mankato, MN 56001;

**District 8** - Willmar, P.O. Box 768, 2505 Transportation Road, Willmar, MN 56201;

**Metro District** - Waters Edge Building, 1500 West County Road B2, Roseville, MN 55113-3174; or the

**Office of Investment Management**, Room 211, Mail Stop 440, 395 John Ireland Boulevard, Saint Paul, MN 55155.

You have 30 days to submit comments. Comments must be received by **4:30 p.m. on August 11, 1994**. Comments are encouraged and should identify the portion of the STIP addressed, reason for the comment, and any change proposed. **Please direct all correspondence to:**

Office of Investment Management  
Minnesota Department of Transportation  
Room 211 - Mail Stop 440  
395 John Ireland Boulevard  
Saint Paul, MN 55155

Phone : (612) 296-8521

FAX: (612) 297-3160

## Board of Water and Soil Resources

### Notice of Monthly Meeting

The Board of Water and Soil Resources will hold their next monthly meeting on Thursday, July 28, 1994, at Cragun's Conference Center in Brainerd. The meeting will begin at 8:30 a.m.

# Professional, Technical & Consulting Contracts

Department of Administration procedures require that notice of any consultant services contract or professional and technical services contract which has an estimated cost of over \$10,000 be printed in the *State Register*. These procedures also require that the following information be included in the notice: name of contact person, agency name and address, description of project and tasks, cost estimate, and final submission date of completed contract proposal. Certain quasi-state agencies are exempted from some of the provisions of this statute.

In accordance with *Minnesota Rules* Part 1230.1910, certified Targeted Group Businesses and individuals submitting proposals as prime contractors shall receive the equivalent of a 6% preference in the evaluation of their proposal. For information regarding certification, call the Materials Management Helpline (612)296-2600 or [TDD (612)297-5353 and ask for 296-2600].

## Office of the State Auditor

### Notice of Request for Proposals from Qualified Investment Analysts to Collect and Report on the Performance of All Public Pension Funds in the State

The Office of the State Auditor is seeking proposals from qualified investment analysts to assist the Office with the implementation of Article 2 of *Laws of Minnesota, 1994*, Chapter 565. The Legislation requires the State Auditor to collect data on the investment performance of all public pension funds in the state and prepare annual reports to the legislature on the components of investment performance resulting from stages in the investment decision making process. The consultant will assist the Office of the State Auditor in identifying an acceptable model and methodology for analyzing the investment performance of various public pension plans, identifying the specific data necessary to implement the model, developing forms and instructions to be used by the funds to collect the data, developing or modifying computer software necessary to implement the model on an annual basis, completing the first year investment performance analysis for all public pension funds in the state of Minnesota and preparing the first year report to the legislature. The compensation range for this contract will be between \$10,000 and \$20,000. The term of the contract will be August 8, 1994 through March 31, 1995. Requests for proposal shall be submitted to the Office of the State Auditor no later than 3:00 P.M., Tuesday, July 26, 1994.

Interested individuals or firms should contact Mr. Jim Gelbmann, Deputy State Auditor For Research and Pension Oversight, at the Office of the State Auditor, 525 Park Street Suite 400, Saint Paul, Minnesota 55103, or call (612) 297-7104, to receive a complete copy of the Request For Proposal.

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# Professional, Technical & Consulting Contracts

## Minnesota Department of Economic Security

### Division of Rehabilitation Services

#### Notice of Proposed Contracts for Federal Fiscal Year 1995 for Mobile/Onsite Medical Examination Services and Medical Teledictation Service

The Minnesota Department of Economic Security, Division of Rehabilitation Services is publishing notice that the contracts listed below are available and will be awarded for federal fiscal year 1994 (October 1, 1994 to September 30, 1995):

##### 1. Notice for Request for Qualifications and Request for Proposal for Mobile/Onsite Medical Examination Services

The Division of Rehabilitation Services, Social Security Disability Determination Services Section, is seeking the services of Minnesota licensed physicians and psychologists to provide specialized consultative exams (e.g., orthopedics, internal medicine, neurology, pediatric exam, psychiatry, and psychological) and to travel to various Minnesota cities (e.g. Austin, Bemidji, Duluth, Mankato, Marshall, Moorhead, Rochester, St. Cloud, Willmar, and Winona) to perform consultative examinations and requested lab or x-ray studies and to provide written results of these examinations.

The division's fee schedule will be used as a guide to determine compensation. Fees may not exceed the division's fee maximums. Multiple contracts will be written. Expenditure for these contracts is not expected to exceed \$300,000. Reimbursement for mileage according to state regulations is provided. The contract period is 10/1/94 through 9/30/95. Inquiries and requests for a copy of the RFQ and RFP should be directed to:

William T. Ruhl  
Assistant Director, Medical Services  
Disability Determination Services Section  
MN Department of Jobs and Training  
Rehabilitation Services  
Suite 300 - Metro Square Building  
Seventh and Robert Streets  
St. Paul, Minnesota 55101  
(612) 296-4419

All proposals must be received by 4:30 p.m. 8-05-94.

##### 2. Notice for Request for Proposals for Medical Teledictation Service

The Social Security Disability Determination Services Section is seeking the services of a contractor to receive by telephone, transcribe, and deliver medical reports dictated by consulting and treating physicians. Three telephone lines and (3) sets of telerecording equipment are to be used exclusively by this section. Dictation recording equipment is to be provided by the contractor. Compensation is based on a 12-14 (elite type) word line. The contract will run 10/1/94 through 9/30/95 with an additional one year option to renew and is not expected to exceed 450,000 lines per fiscal year. Expenditure for this contract is not expected to exceed \$60,000.00 for FY 1995 and \$60,000.00 for FY 1996. Inquiries and requests for a copy of the RFP should be directed to:

William T. Ruhl  
Assistant Director, Medical Services  
Disability Determination Services Section  
MN Department of Jobs and Training  
Rehabilitation Services  
Suite 300 - Metro Square Building  
Seventh and Robert Streets  
St. Paul, Minnesota 55101  
(612) 296-4419; (612) 297-4578

All proposals must be received by 4:30 p.m. 8-05-95.

## **Department of Public Safety**

### **Office of Traffic Safety**

#### **Request for Proposals for Child Car Seat Program**

The Department of Public Safety is seeking proposals to plan and implement a statewide program of activities to encourage the correct use of child car seats. Details are contained in a Request for Proposals which may be obtained by calling or writing:

**Contact:** Susan J. Palmer  
**Telephone:** (612) 296-8512  
**TTY:** (612) 282-6555  
**Address:** Department of Public Safety  
Office of Traffic Safety  
Suite 100 B, Town Square  
444 Cedar Street  
St. Paul, Minnesota 55101

Estimated cost of the contract is \$125,000.00. The Department will retain an option to renew the contract for two additional years. Final date for submitting proposals is Friday, August 5, 1994 by 4:00 PM.

## **Department of Transportation**

### **Division of Operations**

#### **Notice of Availability of Request of Proposals to Provide Management and Technical Assistance to Disadvantaged Business Enterprises Involved in Transportation-related Fields**

The Minnesota Department of Transportation (Mn/DOT) will award contract(s) totaling \$400,000 to provide management and technical assistance in the form of one-to-one assistance and group training.

Contracts will be executed for a one year period beginning October 1, 1994 and ending September 30, 1995. The Request for Proposal(s) can be obtained at the address below, or by contacting:

Johnnie Burns  
EEO Contract Management  
395 John Ireland Blvd., MS 170  
St. Paul, MN 55155  
(612) 297-1376

The deadline for submission of completed proposals is 4:30 p.m. Wednesday, August 17, 1994.

Dated: 29 June 1994

James N. Denn  
Commissioner

## **Department of Transportation**

### **Division of Operations**

#### **Notice of Availability of Request of Proposals (RFP) to Provide Training and Other Services that will Increase Minority and Women Employment Participation on Minnesota Department of Transportation (Mn/DOT) Construction Contracts**

Mn/DOT will award contract(s) totaling \$200,000 to provide a training program in the form of one-to-one assistance and group instruction in addition to other specific services outlined in the RFP.

## Professional, Technical & Consulting Contracts

Contracts will be executed for a one year period beginning October 1, 1994 and ending September 30, 1995. The Request for Proposal(s) can be obtained at the address below, or by contacting:

Johnnie Burns  
EEO Contract Management  
395 John Ireland Blvd., MS 170  
St. Paul, MN 55155  
(612) 297-1376

The deadline for submission of completed proposals is 4:30 p.m. Wednesday, August 17, 1994.

Dated: 29 June 1994

James N. Denn  
Commissioner

### — Volunteer Services of Minnesota Publications —

#### **NEW!**

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Outlines learner outcomes for leaders in developing service and mentoring programs. 10-48SR \$16.00

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Effective step-by-step training methods. 10-33SR \$30.00

#### ***Trainer's Manual: Part II***

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#### ***Developing Public/Private Partnerships***

Partnership issues: leadership, research 10-31SR \$5.00

#### ***Community Handbook, Part II:***

#### ***Basic Volunteer Program Management***

Guidelines: recruitment, orientation... 10-32SR \$5.00

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Legal risk and liability concerns. 10-45SR \$17.95

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#### ***Accessible and Usable Buildings and Facilities CABO/ANSI, A117.1***

Just released by the Council of American Building Officials, this 2 publication set includes UBC Chapter 31 and appendix. Specifications in this standard (ANSI - American National Standards Institute) are to make buildings and facilities accessible to individuals with disabilities -- both new buildings and existing structures. These standards are applicable to doorways, routes, seating and other elements of building design. Includes diagrams and floor plans. The two books (total of 96 pp) are bound and three-hole drilled for ease of use. 19-2 SR \$35.00



**Available through Minnesota's Bookstore. Use the handy order form on the back of the State Register to order. Visit Minnesota's Bookstore to view a variety of building code publications.**

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- \* license requirements and fees
- \* gaining access to government services
- \* participating in state policy making and service delivery
- \* understanding the structure of Minnesota government with detailed descriptions of state agencies, their functions and services.

A MUST for the Minnesota business person. 710 pp. **Stock No. 1-11 SR REDUCED PRICE -- ~~\$16.00~~ NOW \$9.95**



#### **Minnesota Manufacturer's Directory 1994**

Lists companies alphabetically, by community, and by type of product manufactured. Includes name, address, phone number, sales volume, market products, area sales, marketing and purchasing. Also FAX numbers, data processing managers and chief engineers, when available. 742 pp. **Stock No. 40-2 SR \$95.00**

#### **Healing Arts (Physician's) Directory 1991**

Names and addresses in alphabetical order for licensed physicians, chiropractors, osteopaths, optometrists, podiatrists and registered physical therapists. 426 pp.

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#### **State Agency Telephone Directory**

This directory lists all State of Minnesota government agencies. Features a greatly expanded FAX section with over 250 numbers, alphabetical employee listings, a classified section, organized by department, and "yellow pages" listing state offices in Greater Minnesota. 264pp. **Stock No. 1-87 SR \$12.95**

#### **Airport Directory 1993**

List of airports throughout the state. Approaches, rivers, all detailed markings, and much more. 178 pp. (pocket-size) **Stock No. 1-8 SR \$5.95**

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Directory of state law enforcement agencies, sheriffs and police departments 51pp. **Stock No. 1-6 SR \$ 7.00**

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Comprehensive listing of chemical dependency treatment programs in Minnesota. Information on services provided, funding and staff, and a map are also included. 282 pp.

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FAX 612/296-2265 Online computer access: 612/821-4096 (8-N-1, 1200/2400 bps)

